



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Applicant: David W. Brown

Attorney Docket No. ROYG-1-1001

Serial No.: 09/633,633

Group Art Unit: 2124

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Examiner: Chavis, John Q.

Title: Motion Control System and Method

TERMINAL DISCLAIMER UNDER 37 C.F.R. § 1.137(A), (C), AND § 1.32
TO THE ASSISTANT COMMISSIONER FOR PATENTS:

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I am the attorney of record for this invention.

Technology Center 2100

The Assignee is Roy-G-Biv Corporation, 401 Bingen Point Way, Suite 4, Bingen, WA 98605. The application was assigned to the assignee in a document recorded in the PTO on REEL/FRAAME: 011005/0906.

Roy-G-Biv Corporation, owner of 100 percent of the interest in the above application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§ 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5,691,897. The assignee hereby agrees that any patent granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly assigned. This agreement runs with any patent granted on the above captioned application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the assignee does not disclaim the terminal part of any patent granted on the above captioned application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. § 1.321, has all claims

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canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

Respectfully submitted,

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- 2 -

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